

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION

TROY D. NEWTON,)
)
 Plaintiff,)
)
 vs.)
)
 NATIONAL WARRANTY OF FLORIDA,) CIVIL ACTION NO. 2:05-CV-1126-W
 INC.; LYNDON PROPERTY INSURANCE)
 CO., INC.; CHRIS CHISM; CENTRO)
 INSPECTION AGENCY; RONALD)
 BECKER; et al.,)
)
 Defendants.)

REPORT OF PARTIES' PLANNING MEETING

1. Pursuant to Fed. R. Civ. P. 26(f), a meeting was held on January 16, 2006 via telephone and attended by:

Jeffrey C. Kirby for Plaintiff

Anthony C. Harlow for Defendants

2. Pre-Discovery Disclosures. The Parties will exchange by February 17, 2006, the information required by Fed. R. Civ. P. 26(a)(1).

3. Discovery Plan. The Parties jointly propose to the court the following discovery plan:

Discovery will be needed on the following subjects: the allegations of the Complaint, Defendants' defenses, and damages.

All discovery commenced in time to be completed by January 31, 2007.

Maximum of 30 interrogatories by each party to any other party.
[Responses due 30 days after service.]

Maximum of 30 requests for production by each party to any other party.
[Responses due 30 days after service.]

Maximum of 30 requests for admission by each Party to any other Party.
[Responses due 30 days after service.]

Maximum of 10 depositions by Plaintiff and 10 by Defendants.

Each deposition is limited to a maximum of 7 hours unless extended by agreement of Parties.

Reports from retained experts under Rule 26(a)(2) due from Plaintiff by October 6, 2006, and from Defendants by November 10, 2006.

Supplementation under Rule 26(e) due as needed with final supplementation due 30 days prior to the close of discovery.

4. Other Items.

The Parties do not request a conference with the court before entry of the scheduling order.

The Parties request a pretrial conference March 2007.

Plaintiff should be allowed until March 1, 2006 to join additional parties and to amend the pleadings.

Defendants should be allowed until April 2, 2006, to join additional parties and to amend the pleadings.

All potentially dispositive motions should be filed by January 31, 2007.

Final lists of witnesses and exhibits under Rule 26(a)(3) should be due 30 days prior to trial.

Parties should have 15 days after service of final lists of witnesses and exhibits to list objections under Rule 26(a)(3).

The case should be ready for trial by March 2007 and at this time is expected to take approximately 5 days.

/s/Jeffrey C. Kirby

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